



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

APPLICATION 18227

PERMIT 12344

LICENSE 10748

THIS IS TO CERTIFY, That

PACIFIC GAS AND ELECTRIC COMPANY  
77 BEALE STREET, SAN FRANCISCO, CALIFORNIA 94106

HAS *made proof as of* JULY 19, 1972 *(the date of inspection)*  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
HELMS CREEK IN FRESNO COUNTY

tributary to NORTH FORK KINGS RIVER THENCE KINGS RIVER

for the purpose of POWER, DOMESTIC AND RECREATIONAL USES  
under Permit 12344 of the Board and that the right to the use of this water has been perfected  
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the  
priority of this right dates from JULY 22, 1958 and that the amount of water to which  
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated  
purposes and shall not exceed SIX THOUSAND THREE HUNDRED AND THIRTY-FIVE (6,335) ACRE-FEET  
PER ANNUM, TO BE COLLECTED FROM JANUARY 1 OF EACH YEAR TO DECEMBER 31 OF THE SUCCEEDING  
YEAR. THE MAXIMUM WITHDRAWAL IN ANY ONE YEAR SHALL NOT EXCEED 6,335 ACRE-FEET. A  
TOTAL OF 108,835 ACRE-FEET HAS BEEN HELD IN STORAGE IN COURTRIGHT RESERVOIR UNDER THIS  
WATER RIGHT IN COMBINATION WITH THE RIGHT UNDER LICENSE 9103 AND THE RIGHT ACQUIRED  
BY USE OF WATER UNDER PERMIT 10321.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

SOUTH 1° 24' EAST 1,022 FEET FROM NE CORNER OF SECTION 12, T10S, R27E,  
MDB&M, BEING WITHIN NW1/4 OF NW1/4 OF SECTION 7, T10S, R28E, MDB&M.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

RECREATIONAL USE AT COURTRIGHT RESERVOIR AND POWER GENERATION AND INCIDENTAL  
DOMESTIC USE AT:

HAAS POWER PLANT - WITHIN NE1/4 OF SW1/4 OF SECTION 34, T11S, R27E, MDB&M  
BALCH POWER PLANT - WITHIN NW1/4 OF NE1/4 OF SECTION 12, T12S, R26E, MDB&M  
KINGS RIVER POWER PLANT - WITHIN NE1/4 OF SE1/4 OF SECTION 17, T12S, R26E, MDB&M.

LICENSEE SHALL RELEASE FLOWS IN THE OCEAN BY THE

*Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.*

*All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.*

*Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.*

*The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.*

*This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:*

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated:

FEBRUARY 7 1977

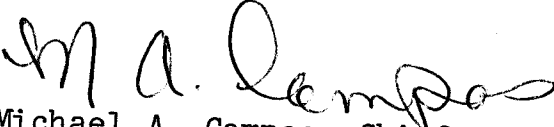
STATE WATER RESOURCES CONTROL BOARD

*R. L. Rautenberger*

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3. This order is expressly subject to the terms and conditions of the Fishery Agreement dated September, 1977, and Wildlife Agreement, dated February, 1978, both agreements being between Pacific Gas and Electric Company and the State Department of Fish and Game for the protection of fish and wildlife.

Dated: JUNE 13 1979

  
Michael A. Campos, Chief  
Division of Water Rights

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
**DIVISION OF WATER RIGHTS**

**ORDER**

APPLICATION 18227

PERMIT 12344

LICENSE 10748

ORDER ALLOWING CHANGE IN PLACE OF USE

WHEREAS:

1. License 10748 was issued to Pacific Gas and Electric Company and was recorded with the County Recorder of Fresno County on February 11, 1977, in book 6739, page 590.
2. A petition for change in place of use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such change has been shown.
3. The Board has determined that such change in place of use does not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Permission is hereby granted to change the place of use to a place of use described as follows:

RECREATIONAL USE AT COURTRIGHT RESERVOIR AND  
POWER GENERATION AND INCIDENTAL DOMESTIC USE AT:

HAAS POWER PLANT - WITHIN NE $\frac{1}{4}$  OF SW $\frac{1}{4}$  OF SECTION 34,  
T11S, R27E, MDB&M

BALCH POWER PLANT- WITHIN NW $\frac{1}{4}$  OF NE $\frac{1}{4}$  OF SECTION 12,  
T12S, R26E, MDB&M

KINGS RIVER  
POWER PLANT - WITHIN NE $\frac{1}{4}$  OF SE $\frac{1}{4}$  OF SECTION 17,  
T12S, R26E, MDB&M

HELMS POWER  
PLANT - WITHIN SE $\frac{1}{4}$  OF SW $\frac{1}{4}$  OF SECTION 19,  
T10S, R28E, MDB&M

AS SHOWN ON MAPS FILED WITH THE STATE WATER  
RESOURCES CONTROL BOARD